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PTO/SB/01 (10-00)

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**DECLARATION FOR UTILITY OR  
DESIGN  
PATENT APPLICATION  
(37 CFR 1.63)**

Declaration  
Submitted  
with Initial  
Filing

OR

Declaration  
Submitted after Initial  
Filing (surcharge  
(37 CFR 1.16 (e))  
required)

|                        |             |
|------------------------|-------------|
| Attorney Docket Number | 70317.1200  |
| First Named Inventor   | MATTAR NETO |
| COMPLETE IF KNOWN      |             |
| Application Number     | /           |
| Filing Date            |             |
| Group Art Unit         |             |
| Examiner Name          |             |

As a below named Inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**SECRETION SUCTIONING DEVICE AND KIT FOR INTUBATED PATIENTS**

*(Title of the Invention)*

the specification of which

Is attached hereto

OR

was filed on (MM/DD/YYYY)

as United States Application Number or PCT International

(if applicable).

Application Number

and was amended on (MM/DD/YYYY)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Not Claimed   | Certified Copy Attached?  |
|-------------------------------------|---------|----------------------------------|--|---|
| 9804529-6                           | Brazil  | 10/23/98                         | <input type="checkbox"/><br><input type="checkbox"/><br><input type="checkbox"/><br><input type="checkbox"/> | <input type="checkbox"/><br><input type="checkbox"/><br><input type="checkbox"/><br><input checked="" type="checkbox"/> |

Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date (MM/DD/YYYY) | Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto. |
|-----------------------|--------------------------|---|
| <input type="text"/>  | <input type="text"/>     | <input type="checkbox"/>  |

[Page 1 of 2]

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**DECLARATION — Utility or Design Patent Application**

|   |                                      |   |  |
|---|--------------------------------------|---|--|
| Direct all correspondence to:   |                                      | <input type="checkbox"/> Customer Number<br>or Bar Code Label                 | <input type="checkbox"/> OR <input checked="" type="checkbox"/> Correspondence address below |
| Name  | Ronald Abramson<br>Peter A. Sullivan |   |  |
| Address   | Hughes Hubbard & Reed LLP            |   |  |
| Address   | One Battery Park Plaza               |   |  |
| City  | New York                             | State   | NY ZIP 10004-1482  |
| Country   | US                                   | Telephone   | 212-837-6000 Fax 212-422-4726  |
| I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. |                                      |   |  |
| NAME OF SOLE OR FIRST INVENTOR :  |                                      | <input type="checkbox"/> A petition has been filed for this unsigned inventor |  |
| Given Name<br>(first and middle [if any])   |                                      | Family Name<br>or Surname   |  |
| Inventor's<br>Signature   | Joao Augusto Mattar Neto             |   |  |
| Date  | 03/30/2001                           |   |  |
| Residence: City   | Sao Paulo - SP                       | State   | Brazil   |
| Mailing Address   | Brazil Citizenship Brazil            |   |  |
| Av. dos Eucaliptos, 113 - apto 132  |                                      |   |  |
| Mailing Address   |                                      |   |  |
| City  | Sao Paulo - SP                       | State   | ZIP 04534-050 Country Brazil   |
| NAME OF SECOND INVENTOR:  |                                      | <input type="checkbox"/> A petition has been filed for this unsigned inventor |  |
| Given Name<br>(first and middle [if any])   |                                      | Family Name<br>or Surname   |  |
| Inventor's<br>Signature   | Danilo Augusto Calixto Besser        |   |  |
| Date  | 03/30/2001                           |   |  |
| Residence: City   | Sao Paulo - SP                       | State   | Brazil   |
| CITIZENSHIP   | Brazil                               |   |  |
| Mailing Address   | Rua Inhambu, 763 - apto 121          |   |  |
| Mailing Address   |                                      |   |  |
| City  | Sao Paulo - SP                       | State   | ZIP Country Brazil   |
| <input type="checkbox"/> Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.   |                                      |   |  |

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PTO/SB/81 (10-00)

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| Application Number     |             |
| Filing Date            |             |
| First Named Inventor   | MATTAR NETO |
| Group Art Unit         |             |
| Examiner Name          |             |
| Attorney Docket Number | 70317.1200  |

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| Name              | Registration Number |
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| Ronald Abramson   | 34,762              |
| Peter A. Sullivan | 38,327              |
| Douglas D. Zhang  | 37,985              |
|                   |                     |

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| Address   | Hughes Hubbard & Reed LLP |       |              |
| Address   | One Battery Park Plaza    |       |              |
| City  | New York                  | State | NY           |
| Country   | US                        | Zip   | 10004-1482   |
| Telephone   | 212-837-6000              | Fax   | 212-422-4726 |

I am the:

Applicant/Inventor.

Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

### SIGNATURE of Applicant or Assignee of Record

|   |   |  |
|---|---|--|
| Name  | Joao Augusto Mattar Neto  |  |
| Signature   |  |  |
| Date  | March 30, 2001  |  |
| NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below. |   |  |
| <input checked="" type="checkbox"/> Total of 2 forms are submitted.   |   |  |

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| Attorney Docket Number | 70317.1200  |

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*Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).*

### SIGNATURE of Applicant or Assignee of Record

|           |   |  |  |
|-----------|---|--|--|
| Name      | Danilo Augusto Calixto Besser   |  |  |
| Signature |  |  |  |
| Date      | March 30, 2001  |  |  |

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

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